

**EXHIBIT "5"**

Oct. 30, 2006 10:12PM

SEWARD SALES CORP.

No. 7579 P. 2/5

633528

71-1086

September 28, 2006

DATE

\$328,689.52

OLD NATIONAL  
BRANCH # 12

KEY LIFE INSURANCE COMPANY

REMITTER

PAY TO THE ORDER OF WINFORD MEDICAL DEVELOPERS LLC

Three Hundred Thirty Thousand and 0/100's

CASHIER'S CHECK

*[Signature]*  
NAME AND TITLE  
PRINTED NAME AND TITLE

⑈633528⑈ ⑈086300012⑈ ⑈902000705⑈

THIS DOCUMENT HAS A COLORED BACKGROUND. NOT A WHITE BACKGROUND.

#12

*[Handwritten signature]*

*[Handwritten signature]*

SDC  
CONSTRUCTION

Winford Medical

\$ 328,689.52

Bonded  
this  
Antonia  
09/28/06  
Stromberg



# Binford Medical Developers, LLC

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September 8, 2006

Mr. Harry Westfall  
Assistant Vice President  
Construction Disbursement Services  
40 N. Central Ave, Suite 2850  
Phoenix AZ 85004

Re: Binford Medical Developers LLC  
Draw Request No. 12

Dear Mr. Westfall,

Enclosed is our formal request for Draw #12. Please review and ask Sean to call me if he needs any additional information.

Regards,

Kenneth E. Schmidt  
Managing Member

cc: A. Stevens  
J. Graub  
A. Vasiendo  
D. Monson  
S. Strong  
A. Jarvis

Oct 30, 2006 10:12PM SEWARD SALES CORP.

No. 7579 P. 4/5



## Binford Medical Developers, LLC

September 8, 2006

Mr. Sean Erickson  
Construction Disbursement Services  
Fidelity National Financial Companies  
40 N. Central Avenue, Suite 2850  
Phoenix, AZ 85004

Re: Binford Medical Developers LLC  
Draw No. 12

Dear Mr. Erickson,

Enclosed please find the requested Budget Review that includes the enclosed Draw No. 12 items.

By copy of this letter to Ms. Amanda Stevens, I am requesting that she contact you to approve this release. If you wouldn't mind, please FEDEX these checks. Please use my Federal Express account number, 277613441, and my phone number, 317-979-1700, when mailing.

The checks to The Unity Group should be joint checks to The Unity Group/SDC Construction to assure proper payment.

Sean, thanks for your cooperation in this matter. If you need anything from me, please call. I'll expect the checks as soon as possible.

Respectfully,



Ken Schmidt

CC: Amanda Stevens  
John Graub II  
Harry Westfall  
Rita Bennett



**USA MORTGAGE DRAW REQUEST  
BINFORD MEDICAL DEVELOPERS, LLC  
SITE WORK & SOFT COSTS**

**DRAW REQUEST NO. 12**

	<u>Material/Service</u>	<u>Invoice Amount</u>	<u>Lien Waiver</u>
SDC Construction	Contract (less retainage)	107,081.72 <del>135,771.24</del>	OK
CSO Arch.	Interior Design	2,085.65	N/A
Unity Physician Group/SDC Const.	Tenant Build Out	35,358.19	OK
Fabricated Foam, LLC	Roof Parapet/Interior Tenant Trim	30,058.57	N/A
Bose McKinney & Evans	Tenant Legal	3,235.00	N/A
All Seasons Insulation	Tenant Wall Insulation	6,350.00	N/A
L Davidson SouthEx	Labor Tenant Interior Trim	25,185.00	N/A
	<b>TOTAL</b>	<del>538,843.65</del>	

209,354.13  
PAID BY FIDELITY